



# A G E N D A

## IMPERIAL BEACH CITY COUNCIL REDEVELOPMENT AGENCY PLANNING COMMISSION PUBLIC FINANCING AUTHORITY



FEBRUARY 17, 2010

Council Chambers  
825 Imperial Beach Boulevard  
Imperial Beach, CA 91932

**CLOSED SESSION MEETING – 5:30 P.M.**  
**REGULAR MEETING – 6:00 P.M.**

THE CITY COUNCIL ALSO SITS AS THE CITY OF IMPERIAL BEACH REDEVELOPMENT AGENCY, PLANNING COMMISSION, AND PUBLIC FINANCING AUTHORITY

The City of Imperial Beach is endeavoring to be in total compliance with the Americans with Disabilities Act (ADA). If you require assistance or auxiliary aids in order to participate at City Council meetings, please contact the City Clerk's Office at (619) 423-8301, as far in advance of the meeting as possible.

### **CLOSED SESSION CALL TO ORDER BY MAYOR**

### **ROLL CALL BY CITY CLERK**

### **CLOSED SESSION**

#### **PUBLIC EMPLOYEE PERFORMANCE EVALUATION/APPOINTMENT**

Pursuant to Government Code Section 54957:

Title: City Manager

#### **CONFERENCE WITH REAL PROPERTY NEGOTIATORS**

Pursuant to Government Code Section 54956.8:

Property: 800 Seacoast Drive, Imperial Beach, CA 91932, APN: 625-262-01-00

Agency Negotiator: City Manager

Negotiating Parties: Imperial Coast Limited Partnership

Under Negotiation: Instruction to Negotiator will concern price and/or terms of payment

#### **RECONVENE AND ANNOUNCE ACTION (IF APPROPRIATE)**

### **REGULAR MEETING CALL TO ORDER BY MAYOR**

### **ROLL CALL BY CITY CLERK**

### **PLEDGE OF ALLEGIANCE**

### **AGENDA CHANGES**

### **MAYOR/COUNCIL REIMBURSEMENT DISCLOSURE/COMMUNITY ANNOUNCEMENTS/ REPORTS ON ASSIGNMENTS AND COMMITTEES**

### **COMMUNICATIONS FROM CITY STAFF**

**PUBLIC COMMENT** - Each person wishing to address the City Council regarding items not on the posted agenda may do so at this time. In accordance with State law, Council may not take action on an item not scheduled on the agenda. If appropriate, the item will be referred to the City Manager or placed on a future agenda.

Any writings or documents provided to a majority of the City Council/RDA/Planning Commission/Public Financing Authority regarding any item on this agenda will be made available for public inspection in the office of the City Clerk located at 825 Imperial Beach Blvd., Imperial Beach, CA 91932 during normal business hours.

## **PRESENTATIONS (1.1)**

### **1.1 RECYCLE ALL-STAR AWARD PRESENTATION. (0270-30)**

City Manager's Recommendation: Present the Recycle All-Star Award Certificate, \$100.00 check and other premiums to Don and Lois Wallace.

**CONSENT CALENDAR (2.1 - 2.5)** - *All matters listed under Consent Calendar are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items, unless a Councilmember or member of the public requests that particular item(s) be removed from the Consent Calendar and considered separately. Those items removed from the Consent Calendar will be discussed at the end of the Agenda.*

### **2.1 MINUTES.**

City Manager's Recommendation: Approve the minutes of the Regular City Council Meeting of January 20, 2010.

### **2.2 RATIFICATION OF WARRANT REGISTER. (0300-25)**

City Manager's Recommendation: Ratify the following registers: Accounts Payable Numbers 70318 through 70416 with the subtotal amount of \$1,706,261.91 and Payroll Checks 42228 through 42274 with the subtotal amount of \$144,637.24, for a total amount of \$1,850,899.15.

### **2.3 RESOLUTION NO. 2010-6852 – SUPPORTING GREEN BUILDING EFFORTS THAT WILL LEAD TO SAVINGS AND INCREASE EFFICIENCY IN SCHOOLS. (0230-95)**

City Manager's Recommendation: Adopt resolution.

### **2.4 RESOLUTION NO. 2010-6853 – APPROVING A TIME EXTENSION FOR ADMINISTRATIVE COASTAL DEVELOPMENT PERMIT (ACP 050428) AND TENTATIVE MAP (TM 050429) FOR THE CONVERSION OF SEVEN EXISTING RESIDENTIAL DWELLING UNITS INTO COMMON INTEREST CONDOMINIUM OWNERSHIP UNITS LOCATED AT 560 FLORIDA STREET, IN THE R-3000-D (TWO-FAMILY DETACHED RESIDENTIAL) ZONE. MF 791. (0600-20)**

City Manager's Recommendation: Adopt resolution.

### **2.5 RESOLUTION NO. 2010-6854 – CLARIFYING AN UNCERTAINTY UNDER THE IMPERIAL BEACH MUNICIPAL CODE RELATED TO ZONING AND NONCONFORMING USES. (0610-95)**

City Manager's Recommendation: Adopt resolution.

## **ORDINANCES – URGENCY/INTRODUCTION/FIRST READING (3.1)**

### **3.1 ADOPTION OF URGENCY ORDINANCE NO. 2010-1099 AND FIRST READING AND INTRODUCTION OF ORDINANCE NO. 2010-1100 AMENDING SECTION 9.08.050 PERTAINING TO JUVENILE CURFEW. (0240-95)**

City Manager's Recommendation:

1. Receive report;
2. Mayor calls for the reading of the title of Urgency Ordinance No. 2010-1099, "AN URGENCY ORDINANCE AMENDING SECTION 9.08.050 OF THE IMPERIAL BEACH MUNICIPAL CODE PERTAINING TO JUVENILE CURFEW";
3. City Clerk reads title of Urgency Ordinance No. 2010-1099;
4. Motion to waive further reading and dispense introduction by title only and adopt Urgency Ordinance No. 2010-1099. (4 affirmative votes required for approval).
5. Mayor calls for the reading of the title of Ordinance No. 2010-1100, "AN ORDINANCE AMENDING SECTION 9.08.050 OF THE IMPERIAL BEACH MUNICIPAL CODE PERTAINING TO JUVENILE CURFEW";
6. City Clerk reads title of Ordinance No. 2010-1100; and
7. Motion to waive further reading and dispense introduction by title only and set the matter for adoption at the next regularly scheduled City Council meeting.

### **ORDINANCES – INTRODUCTION/FIRST READING (3.2)**

#### **3.2 ORDINANCE NO. 2010-1098 – REQUIRING MANDATORY L.E.A.D. OR R.B.S.S. TRAINING FOR ABC ESTABLISHMENTS. (0240-95)**

City Manager's Recommendation:

1. Receive report;
2. Mayor calls for the reading of the title of Ordinance No. 2010-1098, "AMENDING TITLE 9, PUBLIC PEACE, MORALS, AND WELFARE, BY ADDING CHAPTER 9.05 ALCOHOLIC BEVERAGES – RESPONSIBLE BEVERAGE SALES AND SERVICE TO REQUIRING RESPONSIBLE SALES AND SERVICE TRAINING, TO THE IMPERIAL BEACH MUNICIPAL CODE";
3. City Clerk reads title of Ordinance No. 2010-1098; and
4. Motion to waive further reading and dispense introduction by title only, and set the matter for adoption at the next regularly scheduled City Council meeting.

### **ORDINANCES – SECOND READING & ADOPTION (4.1)**

#### **4.1 ORDINANCE NO. 2010-1097 – AMENDING SECTION 15.50 OF THE IMPERIAL BEACH MUNICIPAL CODE PERTAINING TO FLOOD DAMAGE PREVENTION. (0770-95)**

City Manager's Recommendation:

1. Receive report and entertain public testimony;
2. Mayor calls for the reading of the title of Ordinance No. 2010-1097, "AMENDING SECTION 15.50 OF THE IMPERIAL BEACH MUNICIPAL CODE PERTAINING TO FLOOD DAMAGE PREVENTION";
3. City Clerk reads title of Ordinance No. 2010-1097; and
4. Motion to dispense second reading and adopt Ordinance No. 2010-1097 by title only.

### **PUBLIC HEARINGS (5.1)**

#### **5.1 RESOLUTION NO. R-10-209 – APPROVAL OF THE FIVE-YEAR IMPLEMENTATION PLAN FOR THE PALM AVENUE/COMMERCIAL REDEVELOPMENT PROJECT AREA. (0640-80)**

City Manager's Recommendation:

1. Open the public hearing; and
2. Receive report and entertain public testimony;
3. Close the public hearing; and
4. Adopt resolution.

### **REPORTS (6.1 - 6.4)**

<b><i>Item No. 6.1 will be discussed at 7:00 p.m. – TIME SPECIFIC</i></b>
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#### **6.1 COMMERCIAL ZONING REVIEW. (0610-95)**

City Manager's Recommendation: That the City Council continue its discussion and provide direction and input on the specific recommendations presented. It is further recommended that the City Council schedule the proposed Land Use Table and Definitions for consideration and discussion at one of the upcoming City Council meetings in March and provide any further specific direction on the next steps for consideration of the proposed recommendations.

#### **6.2 PROPOSED SCOPE OF WORK TO COMPLETE THE TASKS ASSOCIATED WITH THE SECOND CONTRACT AMENDMENT WITH EDAA/AECOM IN THE AMOUNT OF \$50,000 FOR THE COMMERCIAL ZONING REVIEW. (0610-95)**

City Manager's Recommendation: Approve the revised Scope of Work.

**(Continued on Next Page)**

## **REPORTS (Continued)**

### **6.3 LANGUAGE APPROVAL FOR THE RESPONSIBLE RETAILER PROGRAM (RRP) BROCHURE. (0240-07)**

City Manager's Recommendation: Adopt the proposed language in the RRP brochure.

### **6.4 RESOLUTION NO. 2010-6851 – AMENDING COUNCIL POLICY 112 - ROTATION OF MAYOR PRO TEMPORE DUTIES. (0410-13)**

City Manager's Recommendation: Receive report and adopt resolution.

## **ITEMS PULLED FROM THE CONSENT CALENDAR (IF ANY)**

## **ADJOURNMENT**

The Imperial Beach City Council welcomes you and encourages your continued interest and involvement in the City's decision-making process.

FOR YOUR CONVENIENCE, A COPY OF THE AGENDA AND COUNCIL MEETING PACKET MAY BE VIEWED IN THE OFFICE OF THE CITY CLERK AT CITY HALL OR ON OUR WEBSITE AT

[www.cityofib.com](http://www.cityofib.com).

Copies of this notice were provided on February 11, 2010 to the City Council, San Diego Union-Tribune, and I.B. Eagle & Times.

STATE OF CALIFORNIA)  
COUNTY OF SAN DIEGO) ss.  
CITY OF IMPERIAL BEACH)

*AFFIDAVIT OF POSTING*

I, Jacqueline M. Hald, City Clerk of the City of Imperial Beach, hereby certify that the Agenda for the Regular Meeting as called by the City Council, Redevelopment Agency, Planning Commission, and Public Financing Authority of Imperial Beach was provided and posted on February 11, 2010. Said meeting to be held at 5:30 p.m. February 17, 2010, in the Council Chambers, 825 Imperial Beach Boulevard, Imperial Beach, California. Said notice was posted at the entrance to the City Council Chambers on February 11, 2010 at 2:30 p.m.

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Jacqueline M. Hald, CMC  
City Clerk